

Metro

*Los Angeles County Metropolitan Transportation Authority
One Gateway Plaza
3rd Floor Board Room
Los Angeles, CA*



Agenda - Final

Thursday, March 22, 2018

9:00 AM

**One Gateway Plaza, Los Angeles, CA 90012,
3rd Floor, Metro Board Room**

Board of Directors - Regular Board Meeting

*Eric Garcetti, Chair
Sheila Kuehl, Vice Chair
James Butts, 2nd Vice Chair
Kathryn Barger
Mike Bonin
Jacquelyn Dupont-Walker
John Fasana
Robert Garcia
Janice Hahn
Paul Krekorian
Ara Najarian
Mark Ridley-Thomas
Hilda Solis
Carrie Bowen, non-voting member
Phillip A. Washington, Chief Executive Officer*

**A written request to address the Board should be submitted to the Board Secretary in person at the meeting prior to the item being called for discussion. Once discussion on an item begins, requests to speak on that item will no longer be accepted.*

METROPOLITAN TRANSPORTATION AUTHORITY BOARD RULES
(ALSO APPLIES TO BOARD COMMITTEES)

PUBLIC INPUT

A member of the public may address the Board on agenda items, before or during the Board or Committee's consideration of the item for one (1) minute per item, or at the discretion of the Chair. A request to address the Board should be submitted in person at the meeting to the Board Secretary. Individuals requesting to speak on more than three (3) agenda items will be allowed to speak up to a maximum of three (3) minutes per meeting. For individuals requiring translation service, time allowed will be doubled.

Notwithstanding the foregoing, and in accordance with the Brown Act, this agenda does not provide an opportunity for members of the public to address the Board on any Consent Calendar agenda item that has already been considered by a Committee, composed exclusively of members of the Board, at a public meeting wherein all interested members of the public were afforded the opportunity to address the Committee on the item, before or during the Committee's consideration of the item, and which has not been substantially changed since the Committee heard the item.

The public may also address the Board on non-agenda items within the subject matter jurisdiction of the Board during the public comment period, which will be held at the beginning and/or end of each meeting. Each person will be allowed to speak for up to three (3) minutes per meeting and may speak no more than once during the Public Comment period. Speakers will be called according to the order in which the speaker request forms are received. Elected officials, not their staff or deputies, may be called out of order and prior to the Board's consideration of the relevant item.

In accordance with State Law (Brown Act), all matters to be acted on by the MTA Board must be posted at least 72 hours prior to the Board meeting. In case of emergency, or when a subject matter arises subsequent to the posting of the agenda, upon making certain findings, the Board may act on an item that is not on the posted agenda.

CONDUCT IN THE BOARD ROOM - The following rules pertain to conduct at Metropolitan Transportation Authority meetings:

REMOVAL FROM THE BOARD ROOM The Chair shall order removed from the Board Room any person who commits the following acts with respect to any meeting of the MTA Board:

- a. Disorderly behavior toward the Board or any member of the staff thereof, tending to interrupt the due and orderly course of said meeting.
- b. A breach of the peace, boisterous conduct or violent disturbance, tending to interrupt the due and orderly course of said meeting.
- c. Disobedience of any lawful order of the Chair, which shall include an order to be seated or to refrain from addressing the Board; and
- d. Any other unlawful interference with the due and orderly course of said meeting.

INFORMATION RELATING TO AGENDAS AND ACTIONS OF THE BOARD

Agendas for the Regular MTA Board meetings are prepared by the Board Secretary and are available prior to the meeting in the MTA Records Management Department and on the Internet. Every meeting of the MTA Board of Directors is recorded on CD's and as MP3's and can be made available for a nominal charge.

DISCLOSURE OF CONTRIBUTIONS

The State Political Reform Act (Government Code Section 84308) requires that a party to a proceeding before an agency involving a license, permit, or other entitlement for use, including all contracts (other than competitively bid, labor, or personal employment contracts), shall disclose on the record of the proceeding any contributions in an amount of more than \$250 made within the preceding 12 months by the party, or his or her agent, to any officer of the agency, additionally PUC Code Sec. 130051.20 requires that no member accept a contribution of over ten dollars (\$10) in value or amount from a construction company, engineering firm, consultant, legal firm, or any company, vendor, or business entity that has contracted with the authority in the preceding four years. Persons required to make this disclosure shall do so by filling out a "Disclosure of Contribution" form which is available at the LACMTA Board and Committee Meetings. Failure to comply with this requirement may result in the assessment of civil or criminal penalties.

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General Information/Rules of the Board - (213) 922-4600

Internet Access to Agendas - www.metro.net

TDD line (800) 252-9040

NOTE: ACTION MAY BE TAKEN ON ANY ITEM IDENTIFIED ON THE AGENDA

CALL TO ORDER**ROLL CALL**

1. APPROVE Consent Calendar Items: 2, 5, 6, 8, 9, 10, 11, 17, 20, 21, 22, 24, and 32.

CONSENT CALENDAR

2. **SUBJECT: MINUTES**

[2018-0091](#)**RECOMMENDATION**

APPROVE Minutes of the Regular Board Meeting held March 1, 2018.

Attachments: [Minutes of the Regular Board Meeting held March 1, 2018](#)

FINANCE, BUDGET AND AUDIT COMMITTEE RECOMMENDED (4-0) AND AD HOC CUSTOMER EXPERIENCE COMMITTEE RECOMMENDED (4-0) APPROVAL OF THE FOLLOWING:

5. **SUBJECT: TRANSFER ON 2ND BOARDING CUSTOMER READINESS EFFORTS**

[2018-0051](#)**RECOMMENDATION**

AUTHORIZE the Chief Executive Officer to:

- A. REPLACE Day Pass sales onboard bus with ability to purchase Stored Value and Metro base fare onboard bus;
- B. ELIMINATE tokens and transition to TAP;
- C. IMPLEMENT a consistent \$2 fee for TAP cards system-wide; and
- D. FIND that the proposed change in adding Stored Value sales aboard buses results in a Disparate Impact (See Attachment D) but there is substantial legitimate justification for the proposed change and there are no alternatives that would have a less disparate impact on minority riders.

- or Conversion of Small Structures (Attachment A);
- B. AUTHORIZING staff to file the Notice of Exemption for the Phase III through V Expansion;
- C. ADOPTING the Phase III through V Expansion Title VI and Environmental Justice Analysis findings that there is no Disparate Impact and no Disproportionate Burden associated with the expansion (Attachment B); and
- D. AUTHORIZING the CEO to negotiate and execute an amendment to the Memorandum of Understanding (MOU) between the City of Los Angeles and Metro to expand the Metro Bike Share service area with reallocated equipment within these Environmentally, Title VI, and Environmental Justice cleared areas.

Attachments: [ATTACHMENT A - Environmental Analysis for Phase III through V Expansion](#)
[ATTACHMENT B - Title VI and Environmental Justice Analysis](#)
[Presentation](#)

PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (4-0) APPROVAL OF THE FOLLOWING:

9. **SUBJECT: CAP-AND-TRADE LOW CARBON TRANSIT OPERATIONS PROGRAM (LCTOP)**

[2018-0007](#)

RECOMMENDATION

APPROVE the Resolution in Attachment A to:

- A. AUTHORIZE the Chief Executive Officer (CEO) or his designee to claim \$24,719,649 in fiscal year (FY) 2017-18 LCTOP grant funds for one year of Gold Line Foothill Extension Phase 2A operations and one year of Expo Line Phase 2 operations;
- B. CERTIFY that Metro will comply with LCTOP Certification and Assurances and the Authorized Agent requirements; and
- C. AUTHORIZE the CEO or his designee to execute all required documents and any amendments with the California Department of Transportation.

Attachments: [Attachment A - Resolution for FY2017-18 LCTOP Funding](#)
[Attachment B - Funding Table](#)

**SYSTEM SAFETY, SECURITY AND OPERATIONS COMMITTEE RECOMMENDED (3-0)
APPROVAL OF THE FOLLOWING:**

10. SUBJECT: ASSIGNMENT OF BUSES TO GARDENA MUNICIPAL BUS LINES [2018-0004](#)

RECOMMENDATION

AUTHORIZE the Chief Executive Officer (CEO) to negotiate and execute an Assignment Agreement with Gardena Municipal Bus Lines (GTrans) for 46 of the Option 40-foot CNG transit buses under Contract No. OP28367-000, Part A from El Dorado National (California), Inc. ("ENC") at no cost to Metro.

Attachments: [Attachment A - GTrans Letter Request](#)

**SYSTEM SAFETY, SECURITY AND OPERATIONS COMMITTEE RECOMMENDED (3-0)
APPROVAL OF THE FOLLOWING:**

11. SUBJECT: MEMBERSHIP ON METRO SERVICE COUNCILS [2017-0900](#)

RECOMMENDATION

APPROVE the nominee for membership on Metro's San Gabriel Valley Service Council.

Attachments: [Attachment A - Listing of Qualifications 3-22-2018](#)
[Attachment B - SGV COG Nomination Letter](#)

**SYSTEM SAFETY, SECURITY AND OPERATIONS COMMITTEE RECOMMENDED (4-0)
APPROVAL OF THE FOLLOWING:**

17. SUBJECT: PROCUREMENT OF FIVE 60' ARTICULATED ZERO EMISSION TRANSIT BUSES [2016-0836](#)

RECOMMENDATION

CONSIDER:

A. AUTHORIZING the Chief Executive Officer (CEO) to execute Modification No. 1 to the firm fixed price Contract No. OP28367-001, Part D, awarded to New Flyer of America (NF) for the:

1. Increase in the base contract procurement of 60 foot zero emission vehicles from a quantity of thirty-five (35) to forty (40);
2. Increase in the quantity of On-Route chargers from seven (7) to eight (8) and Shop chargers from one (1) to two (2); and
3. Increase the contract amount by \$7,371,287, from \$51,211,033 to \$58,582,320.

- B. AUTHORIZING the CEO to increase the price for Optional Vehicle Features, Spare Parts, and Training Aids by \$530,575 from a not-to-exceed amount of \$8,839,064 to a not-to-exceed amount of \$9,369,639; and
- C. INCREASING the life-of-project budget of CP 201073 from \$72,101,419 to \$80,003,282 for the purchase of forty zero emission buses, charging equipment, installation costs, infrastructure upgrades, and contingency.

Attachments: [Attachment A - Procurement Summary](#)
[Attachment B - Contract Modification](#)
[Attachment C - DEOD Summary](#)
[Attachment D - FUNDING EXPENDITURE](#)

CONSTRUCTION COMMITTEE RECOMMENDED (4-0) APPROVAL OF THE FOLLOWING:

20. SUBJECT: ENWAVE LOS ANGELES UTILITY COOPERATIVE AGREEMENT [2018-0016](#)

RECOMMENDATION

AUTHORIZE the Chief Executive Officer to execute the Utility Cooperative Agreement (UCA) between Metro (Authority) and Enwave Los Angeles (“Enwave”) for support services associated with Metro’s construction projects.

Attachments: [Attachment A - Utility Cooperative Agreement](#)

CONSTRUCTION COMMITTEE RECOMMENDED (4-0) APPROVAL OF THE FOLLOWING:

21. SUBJECT: METRO BLUE LINE TRACK AND SYSTEM REFURBISHMENT [2018-0011](#)

RECOMMENDATION

ESTABLISH a Life-of-Project (LOP) Budget of \$90,779,817, utilizing \$44,581,402 available FY19 funds from existing capital projects, for the Metro Blue Line Track and System Refurbishment Project (205115).

Attachments: [Attachment A - Expenditure Plan](#)

EXECUTIVE MANAGEMENT COMMITTEE RECOMMENDED (3-0) APPROVAL OF THE FOLLOWING:

22. SUBJECT: METRO TALENT DEVELOPMENT BENCH [2018-0025](#)

RECOMMENDATION

AUTHORIZE the Chief Executive Officer to:

- A. AWARD four-year, fixed rate task order based bench Contract Nos. PS45898000 through PS45898010, with the following firms: Grawbowski Collaborative Consulting, Insight Strategies, Inc., Kaygen Inc., Lopez and Company, LLP., MilliMicro Systems Inc., Newleaf Training and Development, OGX Consulting, Organic Communications, LLC., PROTRANS, Cynthia M. Ruiz & Associates, and The Greg Group, for Talent Development Services, for a not-to-exceed amount of \$931,054 for the two-year base term effective April 1, 2018 through March 31, 2020, plus \$465,526 for each of the two, one-year options, for a combined total amount not-to-exceed \$1,862,106, subject to resolution of protest(s) if any; and
- B. EXECUTE Task Orders under these Contracts for Talent Development services in a total amount not-to-exceed \$1,862,106.

Attachments: [Attachment A - Procurement Summary](#)
[Attachment B - DEOD Summary](#)

EXECUTIVE MANAGEMENT COMMITTEE RECOMMENDED (5-0) APPROVAL OF THE FOLLOWING:

24. SUBJECT: FEDERAL LEGISLATION

[2018-0002](#)

RECOMMENDATION

ADOPT staff recommended positions:

- A. S.B. 2320 (Cornyn) - Building United States Infrastructure and Leveraging Development Act or the BUILD Act - **SUPPORT**
- B. H.R. 1458 (Blumenauer) - Raise And Index to Sustainably and Efficiently Invest in Transportation Act of 2017 or the RAISE IT Act - **SUPPORT**

Attachments: [Federal Legislation - Attachment A - S 2320 \(Cornyn-Warner\)](#)
[Federal Legislation - Attachment B - HR1458 \(Blumenauer\)](#)

SYSTEM SAFETY, SECURITY AND OPERATIONS COMMITTEE RECOMMENDED (4-0) APPROVAL OF THE FOLLOWING:

32. SUBJECT: CONTRACTED BUS SERVICES - NORTH REGION

[2018-0052](#)

RECOMMENDATION

AUTHORIZE the Chief Executive Officer to execute Modification No. 3 to Contract No. OP35903018 with Transdev Services, Inc. (Transdev) for North Region Contract Bus Services, increasing the total not-to-exceed contract value by \$10,250,000 from \$62,245,053 to \$72,495,053.

- Attachments:** [Attachment A - Procurement Summary](#)
[Attachment B - Contract Modification/Change Order Log](#)
[Attachment C - DEOD Summary](#)
[Attachment D – Site Map](#)

NON-CONSENT

3. **SUBJECT: REPORT BY THE CHAIR** [2018-0124](#)

RECOMMENDATION

RECEIVE report by the **Chair**.

4. **SUBJECT: REPORT BY THE CHIEF EXECUTIVE OFFICER** [2018-0125](#)

RECOMMENDATION

RECEIVE report by the **Chief Executive Officer**.

PLANNING AND PROGRAMMING COMMITTEE FORWARDED WITHOUT RECOMMENDATION:

7. **SUBJECT: OPEN STREETS CYCLE 3** [2017-0888](#)

RECOMMENDATION

AUTHORIZE the Metro Open Streets Grant Program Cycle Three Application and Guidelines (Attachment B).

- Attachments:** [Attachment A - June 27, 2013 Board Motion #72](#)
[Attachment B - Open Streets Cycle Three Application Package & Guidelines](#)
[Attachment C - Open Streets Grant Program Cycle Two Summary and Funding Recommendation Presentation](#)

14. **SUBJECT: QUARTERLY UPDATE ON METRO'S HOMELESS OUTREACH EFFORTS** [2018-0047](#)

RECOMMENDATION

RECEIVE oral update on Metro's Homeless Outreach Efforts.

- Attachments:** [Attachment A - Metro Transit Homeless Action Plan Presentation](#)

31. **SUBJECT: EASTSIDE TRANSIT CORRIDOR PHASE 2 STATUS UPDATE** [2018-0088](#)

RECOMMENDATION

RECEIVE oral status update on Eastside Transit Corridor Phase 2.

Attachments: [Attachment A Project Area Map Presentation](#)

34. **SUBJECT: SB1 STATUS AND IMPLEMENTATION** [2018-0090](#)

RECOMMENDATION

RECEIVE oral update on SB1 Status and Implementation.

Attachments: [Presentation](#)

35. **SUBJECT: FREE METRO TRANSIT SERVICE ON EARTH DAY 2018** [2018-0121](#)

RECOMMENDATION

APPROVE free METRO transit service on Earth Day (April 22, 2018).

Attachments: [Attachment A - Letter from Chair Garcetti](#)

END OF NON-CONSENT ITEMS

36. SUBJECT: CLOSED SESSION[2018-0126](#)**RECOMMENDATION**

CLOSED SESSION:

- A. Conference with Legal Counsel - Existing Litigation - G.C. 54956.9(d)
(1)
City of Beverly Hills v. LACMTA, LASC Case No. BS144164

- B. Conference with Real Estate Negotiator - G.C. 54956.8
 - 1. Property Description: 9385 and 9393 Wilshire Boulevard,
Beverly Hills
Agency Negotiator: Velma C. Marshall
Negotiating Party: Martin C. May
Under Negotiation: Price and Terms

 - 2. Property Description: 5804 Crenshaw Boulevard, Los Angeles
Agency Negotiator: Carol A. Chiodo
Negotiating Party: Lee Family Trust
Under Negotiation: Price and Terms

 - 3. Property Description: 1137 East Redondo Boulevard, Inglewood
Agency Negotiator: Carol A. Chiodo
Negotiating Party: Youth Justice Center
Under Negotiation: Price and Terms

- C. Public Employment - G.C. 54957(b)(1)
Title: Chief Ethics Officer

GENERAL PUBLIC COMMENT

Consideration of items not on the posted agenda, including: items to be presented and (if requested) referred to staff; items to be placed on the agenda for action at a future meeting of the Committee or Board; and/or items requiring immediate action because of an emergency situation or where the need to take immediate action came to the attention of the Committee subsequent to the posting of the agenda.

COMMENTS FROM THE PUBLIC ON ITEMS OF PUBLIC INTEREST WITHIN COMMITTEE'S SUBJECT MATTER JURISDICTION

Adjournment